

Paper No. 601
Disposes of
Paper No. 572

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA; et al) ORDER:
" vs ") GRANTING APPLICATION OF THE
ARAKI, Sadao; et al) ACCUSED SHIGEMITSU FOR THE
) ISSUANCE OF SUMMONS FOR
) WITNESSES ON HIS BEHALF;
) AND FOR THE PRODUCTION OF
) DOCUMENTS.

This matter coming on to be heard on this 22nd day of November, 1946, before The Honorable Sir William Webb, the President of the Tribunal, upon the application of SHIGEMITSU, Mamoru, one of the defendants herein, for the production of certain witnesses and documents necessary to the defense of said SHIGEMITSU, Mamoru, in accordance with the provisions of Section III, Article 9, Paragraph (e) of the Charter, the names of said witnesses and the description of the documents being fully set forth in said application, which is Paper No. 572; and after hearing the statements and arguments of Counsel for the said SHIGEMITSU, Mamoru, and the Tribunal being fully advised in the premises, it is

ORDERED: That said application as to each of the following named persons be granted, as prayed:

1. TANAKA, Ryukichi;
 - (a) The nationality of the witness is Japanese;
 - (b) The witness is now in Tokyo City, Ushigome-ku, War Ministry Building, I.P.S., Investigation Division;

2. UGAKI, Kazunari;
 - (a) The nationality of the witness is Japanese;
 - (b) The witness is now in Atami City, Izusan;
3. HIROSE, Setzuo;
 - (a) The nationality of the witness is Japanese;
 - (b) The witness is now in Tokyo Central Liaison Office;
4. SUZUKI, Tadakatsu;
 - (a) The nationality of the witness is Japanese;
 - (b) The witness is now in Yokohama, Liaison Office Bureau;

and that a summons be issued, by the Secretary General of the Tribunal, commanding each of said persons, to wit: TANAKA, Ryukichi, UGAKI, Kazunari, HIROSE, Setzuo, and SUZUKI, Tadakatsu, to attend and testify before said Tribunal as a witness for the accused SHIGEMITSU, Mamoru, at a time indicated to the Secretary General of the Tribunal, by Counsel of record for the said accused, as a probable date when the witness will be actually required.

It is further ORDERED: That the application of the accused for the production of a document is granted; and that the document described below, which may be located in the International Prosecution Section, War Ministry Building, Tokyo, Japan, be procured forthwith and lodged with the Registry of the Tribunal:

Diary of M. M. LITVINOV, former Commissar of Foreign Affairs of the Soviet Union (from July 1, 1938 to August 31, 1938); excerpts were introduced as Exhibit No. 754.

Dated at Tokyo, Japan, this 6 December, 1946.

BY THE TRIBUNAL:

Signed W. F. WEBB
PRESIDENT